

**IN THE UNITED STATES DISTRICT COURT
SOUTHER DISTRICT OF TEXAS**

DANNY WOOD, individually and on behalf of
all others similarly situated,

Plaintiff,

v.

GRYPHON HEALTHCARE, LLC,

Defendant.

Case No.: 4:24-cv-3946

SYLVIA CORTEZ and DELARIA CORTEZ,
individually and on behalf of all others similarly
situated,

Plaintiff,

v.

GRYPHON HEALTHCARE, LLC,

Defendant.

Case No.: 4:24-cv-3949

COREY MYERS, individually and on behalf of
all others similarly situated,

Plaintiff,

v.

GRYPHON HEALTHCARE, LLC,

Defendant.

Case No.: 4:24-CV-03955

ERICKA PARKER, as Next Friend of
L.P., a Minor, individually and on behalf of all
others similarly situated,

Plaintiff,

v.

GRYPHON HEALTHCARE, LLC,

Defendant.

Case No.: 4:24-CV-03963

SARAH SMITH, individually and on behalf of all
others similarly situated,

Plaintiff,

v.

GRYPHON HEALTHCARE, LLC,

Defendant.

Case No.: 4:24-CV-03968

AARON JOHNSON, individually and on behalf
of all others similarly situated,

Plaintiff,

v.

GRYPHON HEALTHCARE, LLC,

Defendant.

Case No.: 4:24-CV-03994

**PLAINTIFFS' SUPPLEMENTAL MEMORANDUM
IN SUPPORT OF MOTION TO CONSOLIDATE ACTIONS AND
APPOINT INTERIM CLASS COUNSEL**

Plaintiffs in the above-captioned actions (“Plaintiffs”), individually, and on behalf of all those similarly situated, respectfully submit this supplemental memorandum in support of Plaintiffs’ Motion to Consolidate, Appoint Interim Counsel and Set a Schedule.

On October 17, 2024, Plaintiffs Danny Wood, Sylvia Cortez, Delaria Cortez, Corey Myers, Ericka Parker as Next Friend of L.P., Sarah Smith, and Aaron Johnson filed their Motion to Consolidate, Appoint Interim Counsel, and Set a Schedule (“Motion”). *See* Doc. No. 5. The Motion seeks to consolidate related actions pending against Gryphon Healthcare, LLC (“Defendant” or “Gryphon Healthcare”) and asserting claims arising from a recent data breach.

Since filing the Motion, counsel for Defendant have appeared in the case and have sought an extension on their time to respond to the complaint in light of the anticipated consolidation of related actions. *See* Doc. No. 9.

Counsel for Plaintiffs have conferred with counsel for Defendant regarding the pending Motion. Counsel for Defendant have advised that they support consolidation of the related actions, take no position as to the appointment of leadership, and support the proposed schedule.

Accordingly, Plaintiffs advise the Court that the pending Motion to Consolidate, Appoint Interim Counsel, and Set a Schedule is unopposed by Defendant.

For the foregoing reasons and for those stated in the previously filed Motion, Plaintiffs respectfully request the Court to grant the unopposed Motion and enter an Order: (i) consolidating the Related Actions against Gryphon Healthcare, pursuant to Rule 42, (ii) appointing A. Brooke Murphy of Murphy Law Firm, Tyler J. Bean of Siri & Glimstad LLP, Gary M. Klinger of Milberg Coleman Bryson Phillips Grossman, PLLC, and Gerard Stranch, IV of Stranch, Jennings &

Garvey, PLLC as Interim Co-Lead Class Counsel; and (iii) setting the proposed schedule for filing a consolidated complaint and briefing thereon.

DATED: November 15, 2024

Respectfully submitted,

/s/ Leigh S. Montgomery

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Plaintiffs' Counsel

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served upon all counsel of record for each party in the above-captioned actions sought to be consolidated and Defendants Counsel via electronic mail on this November 15, 2024.

/s/ Leigh S. Montgomery